

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA \*  
v. \* CRIMINAL ACTION  
\* NO. 18-10468-NMG  
\*  
DJUNA GONCALVES, ET AL., \*  
\*  
\* \* \* \* \*

BEFORE THE HONORABLE MARIANNE B. BOWLER  
UNITED STATES MAGISTRATE JUDGE  
TELEPHONE STATUS CONFERENCE  
May 18, 2022

Courtroom No. 25  
(Via teleconference)  
1 Courthouse Way  
Boston, Massachusetts 02210

James P. Gibbons, RPR, RMR  
Official Court Reporter  
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## 1 APPEARANCES:

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5                   Massachusetts, 02210, on behalf of the United States of  
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7                   Massachusetts, 02301, on behalf of Djuna Goncalves7                   IAN GOLD, ATTORNEY AT LAW, (By Ian Gold, Esq.) 185  
8                   Devonshire Street, Boston, Massachusetts, 02110, on  
9                   behalf of Cody Goncalves9                   SWOMLEY & TENNEN, LLP, (By John G. Swomley, Esq.)  
10                  50 Congress Street, Suite 600, Boston, Massachusetts  
11                  02109, on behalf of Anthony Goncalves11                  LAW OFFICES OF CARLOS JORGE DOMINGUEZ, (By Carlos  
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14                  Carlos Antunes14                  LAW OFFICE OF KEITH S. HALPERN, (By Keith S.  
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16                  Wellesley, Massachusetts, 02482, on behalf of Jermaine  
17                  Goncalves16                  INGA PARSONS, ATTORNEY AT LAW, (By Inga Parsons,  
17                  Esq.) 3 Besson Street #234, Marblehead, Massachusetts  
18                  01945, on behalf of Anthony Tsina18                  LAW OFFICE OF AUSTIN C. TZENG, (By Austin C. Tzeng,  
19                  Esq.) Suite 501, 21 Mayor Thomas J. McGrath Highway,  
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21                  Guerrero

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## 1 P R O C E E D I N G S

2 (VIA TELECONFERENCE)

3 THE COURT: United States District Court is now in  
4 session, the Honorable Marianne B. Bowler presiding.5 Today's date is May 18, 2020, in the case of USA versus  
6 Goncalves, et al., Criminal Action No. 18-10468.7 Will counsel please identify yourselves for the record  
8 starting with the government.9 MS. PORTER: Good afternoon, your Honor. Alathea  
10 Porter on behalf of the United States.

11 THE COURT: Thank you.

12 I'm going to go down the line. It will be easier for  
13 me to keep track of who is present.

14 First, for Djuna Goncalves?

15 MR. BENZAKEN: Good afternoon, your Honor. Jason  
16 Benzaken for Mr. Goncalves.

17 THE COURT: Thank you.

18 For Cody Goncalves?

19 MR. GOLD: Good afternoon, your Honor. Ian Gold on  
20 behalf of Cody Goncalves.

21 THE COURT: Thank you.

22 For Anthony Goncalves?

23 MR. SWOMLEY: Good afternoon, your Honor. John  
24 Swomley or Tony Goncalves.

25 THE COURT: Thank you.

1 For Carlos Antunes?

2 MR. DOMINGUEZ: Good afternoon, your Honor. Carlos  
3 Dominguez on behalf of Carlos Antunes.

4 THE COURT: Thank you.

5 For Jermaine Goncalves?

6 MR. HALPERN: Good afternoon, your Honor. Keith  
7 Halpern for Jermaine Goncalves.

8 THE COURT: For Anthony Tsina?

9 MS. PARSONS: Good afternoon, your Honor. Inga  
10 Parsons on behalf of Mr. Tsina.

11 THE COURT: Thank you.

12 And for Luis Mejia Guerrero?

13 MR. TZENG: Good afternoon, your Honor. Austin  
14 Tzeng for Mr. Guerrero.

15 THE COURT: Thank you very much.

16 Well, let me hear from the government first.

17 MS. PORTER: Thank you, your Honor.

18 Automatic discovery has been complete for quite some  
19 time. I believe the last time the government received any  
20 discovery requests was last year. All of those have been  
21 responded to.

22 The government did reach out to the defendants to ask  
23 what they were looking for at this point. I think we were  
24 last before you in March when everyone -- when the world  
25 sort of changed and everyone was starting to be home, and

1 everyone had asked for an additional 60 days.

2 I've only heard at this time from a handful of people,  
3 some of whom are looking for an additional 60 days, and at  
4 least one defendant who is looking for a motion date for  
5 filing motions to suppress.

6 At this point, your Honor, we are all in a unique  
7 situation that we haven't been in before, but the case has  
8 been pending quite some time, and the government has not had  
9 any discovery requests for quite some time.

10 So in light of that, the government asks that the Court  
11 set a final status conference date for certain 60 days from  
12 now, which would also be a date for filing motions to  
13 suppress, and at which time the case would be referred up to  
14 the trial judge.

15 THE COURT: Any objection from defense counsel?

16 (No response.)

17 THE COURT: All right. Hearing no objection,  
18 Ms. Belpedio, can I have a date in about 60 days?

19 THE CLERK: Friday July 17 at two o'clock.

20 THE COURT: All right.

21 And do all those present on behalf of your client agree  
22 to exclude the time from today until the 17th of July?

23 MR. BENZAKEN: Yes, your Honor.

24 MR. GOLD: Yes, your Honor.

25 MR. SWOMLEY: Yes.

1 MR. DOMINGUEZ: Yes, your Honor.

2 MR. HALPERN: Yes.

3 THE COURT: No negatives.

4 All right. That will be the deadline for filing  
5 motions to suppress. So at that point we will have a final  
6 conference, and I will be able to send it up with a final  
7 report indicating that the motions to suppress have been  
8 filed and whether or not the defendants intend to have a  
9 trial or plead.

10 Anything else you want to bring to my attention?

11 MR. BENZAKEN: Not from the defense, your Honor,  
12 for Mr. Goncalves.

13 THE COURT: All right.

14 And the government will file an assented-to motion to  
15 exclude the time from today until July 17?

16 (Pause in proceedings.)

17 THE COURT: Yes?

18 MS. PORTER: Sorry. I was on moot.

19 Yes, I will, your Honor.

20 THE COURT: All right.

21 Anything else, counsel?

22 MS. PORTER: Nothing from the government. Thank  
23 you.

24 MR. GOLD: No. Thank you.

25 MS. PARSONS: No. Thank you, your Honor.

1                   THE COURT: All right. Please stay safe and stay  
2 well.

3                   MR. DOMINGUEZ: Likewise, your Honor.

4                   MS. PORTER: Thank you. You too, your Honor.

5                   MR. GOLD: Thank you, your Honor.

6 (Proceedings adjourned.)

7

8                   C E R T I F I C A T E

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10                  I, James P. Gibbons, Official Court Reporter for the  
11 United States District Court for the District of  
12 Massachusetts, do hereby certify that the foregoing pages  
13 are a true and accurate transcription of my shorthand notes  
14 taken in the aforementioned matter to the best of my skill  
15 and ability.

16                  /s/James P. Gibbons  
17                  James P. Gibbons

November 22, 2022

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